

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

CR NO. 05-1849-JH

DANA JARVIS, et al.

Defendants.

**NOTICE OF NON-AVAILABILITY**

**COMES NOW**, counsel for Defendant Geno Berthod, Martin Lopez, III, P. C. (Martin Lopez, III) and states that he will be unavailable for hearings in this matter. Counsel will be out of state from March 7, 2011 through March 11, 2011.

Respectfully submitted,

**MARTIN LOPEZ, III**  
A Professional Corporation

Electronically filed November 16, 2010  
Martin Lopez, III  
Attorney for Defendant Berthod  
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**I HEREBY CERTIFY** that a copy of the foregoing was forwarded via CM/ECF electronic notice to Assistant U. S. Attorney James Braun on this 16th day of November, 2010.

Electronically filed November 16, 2010  
Martin Lopez, III